



State of New Hampshire
DEPARTMENT OF ENVIRONMENTAL SERVICES

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095
(603) 271-2900 FAX (603) 271-2456

G. Rule



September 8, 2003

CERTIFIED MAIL #7099 3400 0002 9774 0573
RETURN RECEIPT REQUESTED

NOTICE OF PAST VIOLATION

Custom Manufacturing Services, Inc.
235 Main Dunstable Road
Nashua, New Hampshire 03062

Attn: Susan Beem, President

Re: Custom Manufacturing Services
Nashua, New Hampshire
EPA ID # NHD500006721

Dear Ms. Beem:

On June 12, 2003, the Department of Environmental Services, Waste Management Division (DES) conducted an inspection of Custom Manufacturing Services, Inc. (Custom Manufacturing). The purpose of the inspection was to determine Custom Manufacturing's compliance status relative to RSA Ch.147-A and the New Hampshire Hazardous Waste Rules, Env-Wm 100-1100.

As a result of the inspections and review of the information provided to DES, the following deficiencies were documented:

Env-Wm 507.01(a)(3) - Storage Requirements

At the time of the inspection, one (1) 55-gallon container identified as containing hazardous waste (described as waste isopropanol) was stored in a container that was not closed.

Env-Wm 507.01(a)(3) requires generators to ensure that containers storing hazardous waste be closed at all times, except when waste is being added to or removed from the containers.

DES requested that Custom Manufacturing ensure that containers storing hazardous wastes be closed at all times, except to add or remove waste from the containers.

In the July 30, 2003 submittal, Custom Manufacturing documented that all containers of hazardous waste are closed except to add or remove waste. In addition, during the June 12, 2003 inspection, Custom Manufacturing closed the above referenced container of hazardous waste (waste isopropanol). Therefore, no further action is required.

2. Env-Wm 507.03(a)(1) b., c., and d.- Marking

At the time of the inspection, one (1) 55-gallon container (described as waste isopropanol) and one (1) 5-gallon container (described as 503 coating thinner) of hazardous waste in the Main Storage Area were not marked with the words "Hazardous Waste", with the words that identify the contents of the container and an EPA or state waste number.

Env-Wm 507.03(a)(1) b., c., and d. require that all containers used for the storage of hazardous waste be marked with the words "Hazardous Waste", words that identify the contents and with the EPA or state waste number.

DES requested that Custom Manufacturing ensure that all containers used for the storage of hazardous waste be marked with the words "Hazardous Waste", words that identify the contents and the EPA or state waste number at the time they are first used to store hazardous waste.

In the July 30, 2003 submittal, Custom Manufacturing documented that all containers of hazardous waste are marked with the words "Hazardous Waste", words that identify the contents of the containers and an EPA or state waste number. Therefore, no further action is required.

3 Env-Wm 508.03(a) – Inspections

At the time of the inspection, weekly inspections of the Main Hazardous Waste Storage Area were not being conducted.

Env-Wm 508.03 (a), which references 40 CFR 265 Subpart I-Use and Management of Containers, requires small quantity generators that utilize extended storage to conduct weekly inspections of all containers of hazardous waste.

DES requested that Custom Manufacturing ensure that all containers of hazardous waste be inspected on a weekly basis.

In the July 30, 2003 submittal, Custom Manufacturing documented that all containers of hazardous waste are being inspected on a weekly basis. Therefore, no further action is required.

4. Env-Wm 508.03(e) – Emergency Posting

At the time of the inspection, Custom Manufacturing did not have emergency postings at the nearest telephone to the Main Storage Area.

Env-Wm 508.03(e) requires that small quantity generators using extended storage shall post a list of the steps to take if an emergency occurs, numbers for the following emergency contacts and information at the nearest telephone to the hazardous waste storage area:

- 1) The emergency coordinators (home and office);
- 2) The fire department, police department, and State of New Hampshire and local emergency response teams that may be called upon to provide emergency services, unless the facility has a 24-hour response team to provide emergency services whose number is posted; and
- 3) The location of fire extinguishers and spill control material, and if present, fire and internal emergency alarms.

DES requested that Custom Manufacturing post the required information at the nearest telephone to the Main Storage Area.

In the July 30, 2003 submittal, Custom Manufacturing documented that emergency postings have been placed at the nearest telephone to the Main Storage Area. In addition, during the June 12, 2003 inspection, Custom Manufacturing placed an emergency posting at the nearest telephone to the Main Storage Area. Therefore, no further action is required.

5 Env-Wm 508.03 (f) – Personnel Training

A review of Custom Manufacturing personnel training program revealed that some employees responsible for the management of hazardous waste have not received hazardous waste training appropriate for the duties assigned. Specifically, primary emergency coordinator Frank Weeks and waste handler Norman Bradley had not received hazardous waste training.

Env-Wm 508.03 (f) requires small quantity generators that utilize extended storage to ensure that all employees are thoroughly familiar with proper waste handling and emergency procedures relevant to their responsibilities during normal facility operations and emergencies.

DES requested that Custom Manufacturing conduct and document hazardous waste training for all employees who handle hazardous waste.

In the July 30, 2003 submittal, Custom Manufacturing documented that Frank Weeks and Norman Bradley would receive hazardous waste training on August 13 and 14, 2003. Copies of the training certificates were submitted on September 4, 2003. Therefore, no further action is required.

6. Env-Wm 508.03(g) - Preparedness and Prevention

During the June 12, 2003 inspection, spill control had not been provided and adequate aisle space was not provided for all containers of hazardous waste.

Env-Wm 508.03(g), which references 40 CFR Subpart C, Preparedness and Prevention, requires small quantity generators that utilize extended storage to provide spill control in the Main Storage Area and provide adequate aisle space for all containers of hazardous waste.

DES requested that Custom Manufacturing provide spill control in the Main Storage Area and provide adequate aisle space for all containers of hazardous waste.

In the July 30, 2003 submittal, Custom Manufacturing documented that spill control is provided and adequate aisle space is being provided for all containers of hazardous waste. In addition, during the June 12, 2003 inspection, Custom Manufacturing moved containers which provided the necessary aisle space for the hazardous waste containers in the Main Storage Area. Therefore, no further action is required.

DES believes the deficiencies identified during the inspection have been corrected and acknowledges receipt of a report describing the corrective measures taken by Custom Manufacturing to achieve compliance. Accordingly, no further action in response to the listed deficiencies is required. However, DES personnel may re-inspect your facility at a later date to determine whether the facility is maintaining full compliance with the applicable rules. Fines may also be pursued for any or all violations observed during this or subsequent inspections of the facility.

Enclosed you will find a copy of the completed Hazardous Waste Generator Inspection Checklist which documents the compliance status of your facility at the time of the inspection. This checklist may also be of value to you in determining future compliance with the New Hampshire Hazardous Waste Rules.


The State of New Hampshire Hazardous Waste Rules, as well as much other useful information, can be obtained from DES's website at <http://www.des.state.nh.us/hwcs/>, or by contacting the Public Information Center at (603) 271-2975.

It is the goal of DES to promote the prevention of pollution at the source as the preferred option for meeting established environmental quality goals. We strive to ensure that pollution prevention options are considered first, followed by recycling, treatment and disposal. I am requesting that DES's Pollution Prevention Coordinator, Stephanie D'Agostino, contact you to discuss possibilities for waste minimization or source reduction at your facility. In the meantime, if you have immediate questions about pollution prevention, please feel free to contact her at 271-6398.

As a service to New Hampshire's hazardous waste generators, we maintain a Hazardous Waste Assistance Hotline which is available for you to contact our knowledgeable staff of hazardous waste inspectors. Our hazardous waste staff are available to answer your questions concerning the New Hampshire Hazardous Waste Rules and the compliance issues which affect your hazardous waste management program. The technical assistance available through the Hotline includes fact sheets that pertain to the management and recycling of specific wastes, summary sheets of specific sections of the Hazardous Waste Rules, copies of EPA and New Hampshire hazardous waste policy or regulatory interpretation letters that may benefit your operation, and networks with other state or federal agencies to answer your questions on a national level. The Hotline is available Monday through Friday, 8:00 AM to 4:00 PM at (866) HAZ-WAST (in-state only) or at (603) 271-2942.

If you believe that the deficiencies documented in this NOPV have been cited in error, or if you have any questions regarding this matter, please contact the lead inspector, Nancy Leland, or John J. Duclos, Supervisor of the Hazardous Waste Compliance Section at 271-2942. Specific questions regarding water related issues may be directed to Sharon Ducharme of DES's Water Division at 271-3307, and for air related issues, please contact Pam Monroe of DES's Air Resources Division at 271-1370. Thank you for your cooperation.

Sincerely,


Kenneth W. Marschner, Administrator
Waste Management Programs
Waste Management Division

cc: DB/RCRA/NOPV/Archives
Philip J. O'Brien, Ph.D., P.G., Director, WMD
Gretchen Rule, Administrator, DES Legal Unit

E-mail: JJD/SD/SD/PM

Enclosure: Inspection Checklist